IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5122 OF 2007

Esshan Shiv Kumar Katara .. Petitioner.

V/s

Maharashtra State Board of Secondary & Higher Secondary Education, Pune and Anr. .. Respondents

Mr.A.V. Anturkar i/b Mr.Sugandh Deshmukh for the petitioner.

Mr.P.P. Chavan for respondent no.1.

CORAM : S.B. MHASE &
D.G. KARNIK, JJ.

DATE : 9TH JULY 2007

P.C. :

. Mr.Anturkar, learned counsel for the petitioner, submitted that the petitioner and his father desire to get verified as to whether the handwriting in the disputed papers is of the petitioner. They have an apprehension that the papers must have been replaced.

2. Mr.Chavan, learned counsel for the Board, has produced the petitioner's disputed papers as also the admitted papers in others subjects for our inspection. We ourselves have perused the original papers since the papers cannot be shown to the candidate or his father in

view of the judgment of the Supreme Court in the case of Maharashtra State Board of Secondary & Higher Secondary Education v. Paritosh Bhupesh Kumar Sheth, reported in (1984) 4 SCC 27. We are satisfied that the handwriting in the disputed papers is the same handwriting as is reflected in the other papers of the petitioner. Therefore, the grievance and the apprehension of the petitioner are ill-founded. Petition is rejected.

(D.G. KARNIK, J.) (S.B. MHASE, J.)